

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

_____	)	
SAFECO INSURANCE COMPANIES,	)	
Plaintiff,	)	
	)	
VS.	)	CIVIL ACTION NO. 04-10989-WGY
	)	
NEW ENGLAND FOUNDATION COMPANY,	)	
INC., PATRICK A. O'NEILL,	)	
and PATRICIA E. O'NEILL,	)	
Defendants.	)	
_____	)	

**ASSENTED TO MOTION TO EXTEND TIME TO ANSWER OR OTHERWISE  
RESPOND TO SAFECO INSURANCE COMPANIES' COMPLAINT**

TO THE HONORABLE WILLIAM G. YOUNG, CHIEF JUDGE:

Defendants, New England Foundation Company, Inc., Patrick A. O'Neill and Patricia E. O'Neill (collectively the "Defendants") hereby respectfully request that the Court enter an order extending the deadline within which they may answer or otherwise respond to Safeco Insurance Companies' ("Safeco") Complaint to Friday, July 9, 2004. In support of their request, the Defendants respectfully state:

1. The Defendants seek the requested extension to provide their counsel with sufficient time to complete its investigation into the factual and legal basis of Safeco's claims and their defenses to those claims and prepare an appropriate response to Safeco's Complaint.
2. Counsel to Safeco assents to the requested extension.

WHEREFORE, the Defendants respectfully requests that this Court enter an order:

- A. Extending the deadline within which the Defendants may answer or otherwise respond to Safeco's Complaint to July 9, 2004;
- B. Granting such other and further relief as is deemed appropriate or just.

Respectfully submitted,

NEW ENGLAND FOUNDATION  
COMPANY, INC., PATRICK A. O'NEILL,  
AND PATRICIA E. O'NEILL,

By their attorneys,

Dated: June 28, 2004

/s/ Francis C. Morrissey  
John V. Snellings (BBO # 548791)  
Francis C. Morrissey (BBO #567589)  
Jennifer A. Champlin (BBO #654726)  
Nixon Peabody LLP  
100 Summer Street  
Boston, MA 02110  
Tel: 617-345-1000  
Fax: 617-345-1300

**CERTIFICATE OF SERVICE**

I, Francis C. Morrissey, hereby certify that on June 28, 2004, I served a copy of the above motion on counsel for Safeco Insurance Companies, Bert J. Capone, Cetrulo & Capone, LLP, Two Seaport Lane, 10<sup>th</sup> Floor, Boston, MA 02210 by telecopier and first-class mail.

/s/ Francis C. Morrissey  
Francis C. Morrissey